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16 HOME DEPOT U.S.A., INC.

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**

20 BRIAN ODELL

21 Plaintiff,

22 v.

23 HOME DEPOT U.S.A., INC. a Delaware
24 corporation, and DOES 1-50, inclusive

25 Defendant.

Case No. 14-cv-00370-RS

26 **STIPULATION AND [PROPOSED] ORDER**
27 **TO VOLUNTARILY DISMISS ACTION**
28 **WITH PREJUDICE**

Complaint Filed: January 26, 2014
Trial Date: July 27, 2015

1 Plaintiff Brian Odell ("Plaintiff") and defendant Home Depot U.S.A., Inc. ("Defendant")
2 hereby stipulate through their counsel of record that the above-captioned action be voluntarily
3 dismissed with prejudice, without costs or fees awarded to either party, pursuant to the parties'
4 settlement agreement in this matter.

5 **IT IS SO STIPULATED, BY AND THROUGH COUNSEL OF RECORD.**

6 DATED: December 9, 2014

7 BISHOP | BARRY | DRATH

8 By: /s/ Peter J. Linn
9 Peter J. Linn

10 Attorneys for Plaintiff
11 BRIAN ODELL

12 DATED: December 9, 2014

13 OGLETREE, DEAKINS, NASH, SMOAK &
14 STEWART, P.C.

15 By: /s/ Gregory C. Cheng
16 Gregory C. Cheng
17 Brooke S. Purcell

18 Attorneys for Defendant
19 HOME DEPOT U.S.A., INC.

21 **[PROPOSED] ORDER**

22 Based on the foregoing stipulation between the parties, it is hereby ordered that the above-
23 entitled matter be dismissed with prejudice, without costs or fees awarded to either party.

24 **IT IS SO ORDERED.**

25
26 DATED: 12/9, 2014


The Honorable Richard Seeborg
Judge of the United States District Court

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